

**UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD
WASHINGTON, D.C.**

In the Matter of:

MIKE-SELL'S POTATO CHIP CO.

and

Case No. 09-CA-184215

GENERAL TRUCK DRIVERS, WAREHOUSEMEN,
HELPERS, SALES AND SERVICE, AND CASINO
EMPLOYEES, TEAMSTERS LOCAL UNION NO. 957

**RESPONDENT'S AMENDED REQUEST FOR EXTENSION OF TIME TO
FILE EXCEPTIONS TO ALJ DECISION AND BRIEF IN SUPPORT OF EXCEPTIONS**

Pursuant to Sections 102.2 and 102.46(a) of the Rules and Regulations of the National Labor Relations Board ("Board"), Respondent Mike-sell's Potato Chip Company ("Mike-sell's" or "Company") hereby amends its request for an extension of time (for all parties) to file Exceptions to Administrative Law Judge Andrew S. Gollin's Decision ("Decision"), as well as any Briefs in Support. The Decision was issued in connection with the above-styled unfair labor practice charge filed by General Truck Drivers, Warehousemen, Helpers, Sales and Service, and Casino Employees, Teamsters Local Union No. 957 ("Union"). The purpose of this amendment is to update Paragraphs 7 through 9 herein to reflect the positions of all parties on the requested extension. In support of this amended request for extension of time, Mike-sell's states the following:

1. The Decision was issued on July 25, 2017, thereby making any Exceptions to the Decision (and Supporting Briefs) due on or before August 22, 2017.
2. On July 19, 2017, the undersigned counsel had surgery on both of her feet, and due to some complications leading to a slower-than-expected recovery, she has fallen extremely behind in her work.
3. During the first part of the week of July 31, 2017, the undersigned counsel must have follow-up medical treatment on her feet, and during the second part of that same week, she will be consumed with preparing for a Compliance Specification hearing in Case No. 09-CA-094143.

4. During the week of August 7, 2017, both the Company's counsel and the Union's counsel will be consumed with attending and representing their respective clients at the Compliance Specification hearing in Case No. 09-CA-094143.

5. Upon returning from the Compliance Specification hearing in Case No. 09-CA-094143, during the week of August 14, 2017, the undersigned counsel must catch up on the backlog of work that has accumulated since her surgery, including three Position Statements due in other Region 9 cases (i.e., 09-CA-20246, 09-CA-200627, 09-CA-201007) for which the respective Board Investigators have indicated the Regional Director will not permit any further extensions.

6. As a result of the above-referenced competing filing deadlines, all of which have already been set and extended at least once, the undersigned counsel will not have adequate time to meaningfully prepare the Company's Exceptions and Supporting Brief for the above-captioned case by the current deadline of August 22, 2017. And thereafter, during the weeks of August 21, August 28, and September 4, 2017, both the Company's counsel and the Union's counsel are likely to be consumed with post-hearing briefs related to the Compliance Specification in Case No. 09-CA-094143, in order to meet a filing deadline that is estimated to be set during the week of September 11th.

7. Mike-sell's originally requested to extend the deadline (for all parties) to file Exceptions and Supporting Briefs from August 22, 2017, to October 3, 2017. The Company's counsel twice consulted the Union's counsel and Counsel for the General Counsel, via email on July 27 and 28, 2017, about this proposed extension. Unfortunately, the Union and General Counsel did not respond to these inquiries until shortly after the filing of the Company's original request.

8. The Union's counsel has confirmed that the Union does not oppose the requested extension. Counsel for the General Counsel has stated that the General Counsel is willing to consent to an extension of some duration (an acceptable length was not defined), but the General Counsel would oppose an extension until the originally requested date of October 3, 2017.

9. In the spirit of cooperation, the undersigned counsel hereby amends its original request in order to reduce the length of the proposed extension. Mike-sell's respectfully requests to extend the

deadline (for all parties) to file Exceptions and Supporting Briefs from August 22, 2017, to September 26, 2017, which will effectively allow the undersigned counsel two weeks to focus on the preparation of Exceptions and Supporting Briefs in Case No. 09–CA–184215, given her obligation to first catch up on her backlog and then to maintain currency with incoming work on new and existing matters.

Respectfully submitted,

/s/ Jennifer R. Asbrock

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CERTIFICATE OF SERVICE

I hereby certify that on July 31, 2017, the foregoing was served via electronic filing to the National Labor Relations Board's Office of the Executive Secretary, located at 1015 Half Street SE, Washington, DC 20570-0001, with additional service copies sent as follows:

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/s/ Jennifer R. Asbrock
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